

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 89 be amended to read as follows:

- 1 Page 1, after line 11, begin a new paragraph and insert:
- 2 "SECTION 2. IC 20-18-2-4.5 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2009]: **Sec. 4.5. "Factual information"**
- 5 **includes, but is not limited to, statements that:**
- 6 (1) are contained in medical, psychological, scientific, or
- 7 sociologic literature;
- 8 (2) are based on empirical, statistical, or scientific methods;
- 9 and
- 10 (3) are generally accepted as accurate and objective by the
- 11 leading organizations in the fields referred to in subdivision
- 12 (1) to which the information relates.
- 13 SECTION 3. IC 20-18-2-11.5 IS ADDED TO THE INDIANA
- 14 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 15 [EFFECTIVE JULY 1, 2009]: **Sec. 11.5. "Medically accurate**
- 16 **information" means information that is:**
- 17 (1) supported by the weight of research conducted in
- 18 compliance with accepted scientific methods; and
- 19 (2) recognized as accurate and objective by leading
- 20 professional organizations and agencies with relevant
- 21 expertise in the medical field to which the information relates.
- 22 SECTION 3. IC 20-30-5-13, AS ADDED BY P.L.1-2005,
- 23 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 24 JULY 1, 2009]: **Sec. 13. (a)** Throughout instruction on human sexuality

- 1 or sexually transmitted diseases, an accredited school shall:
- 2 (1) require a teacher to teach abstinence from sexual activity
- 3 outside of marriage as the expected standard for all school age
- 4 children;
- 5 (2) include in the instruction that abstinence from sexual activity
- 6 is the only certain way to avoid out-of-wedlock pregnancy,
- 7 sexually transmitted diseases, and other associated health
- 8 problems; ~~and~~
- 9 (3) include in the instruction that the best way to avoid sexually
- 10 transmitted diseases and other associated health problems is to
- 11 establish a mutually faithful monogamous relationship in the
- 12 context of marriage; **and**
- 13 **(4) include information about sexually transmitted diseases,**
- 14 **including human immunodeficiency virus (HIV) and acquired**
- 15 **immune deficiency syndrome (AIDS).**
- 16 **(b) Instruction on human sexuality or sexually transmitted**
- 17 **diseases required by subsection (a)(4) must be based on**
- 18 **information that is:**
- 19 **(1) factual;**
- 20 **(2) medically accurate; and**
- 21 **(3) age appropriate."**
- (Reference is to ESB 89 as printed April 10, 2009.)

Representative Porter